

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 952-02
Bill No.: SCS for HB 678
Subject: Campaign Ethics
Type: Original
Date: May 7, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	Unknown	Unknown	Unknown

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Missouri Ethics Commission** stated this proposal clarifies certain parts of the law and would have no fiscal impact.

In response to similar legislation, officials of the **Office of Attorney General** assumed any fiscal impact can be absorbed with existing resources.

In response to similar legislation from this year, officials from the **Department of Corrections (DOC)** stated that the DOC could not predict the number of new cases which may result from the creation of the offenses(s) outlined in this proposal. An increase in cases depends on the utilization by prosecutors and the actual sentences imposed by the court.

If additional persons are sentenced to the custody of the DOC due to the provisions of this legislation, the DOC would incur a corresponding increase in costs through supervision provided by the Board of Probation and Parole (FY99 average of \$2.47 per offender, per day).

In summary, supervision by the DOC through probation would result in some additional costs, but it is assumed the impact would be \$0 or a minimal amount that could be absorbed within existing resources.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	\$0	\$0	\$0

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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COUNTY SCHOOL FUND

<u>Income</u> to County School Fund from late reporting fees *	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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*** Oversight assumes there would be substantial compliance with filing reports, therefore, the amount of fees on a statewide basis would be expected to be less than \$100,000 annually.**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal makes several changes to the laws governing lobbyists, the Missouri Ethics Commission, and campaign finance disclosure.

- 1) This proposal deletes printing and publication expenses, media and other advertising expenses, and honoraria from the mandatory categories in lobbyists' monthly expense reports. The remaining categories are travel, entertainment, meals, food, beverages and gifts.
- 2) Lobbyists are not required to report expenditures made on public officials, their staff or family, when such expenditures compensation or benefits for employment that is in addition to the public office.
- 3) This act updates the provisions regarding the electronic reporting system which the Ethics Commission shall supply used for filing lobbyist reports.
- 4) On the vote of at least 4 members, the Missouri Ethics Commission has the discretion to settle a complaint case by imposing a fee of not more than \$1,000. Under current law, the commission is required to hold a hearing.
- 5) The deadline for filing a statement of committee organization is 30 days prior to the election for which the committee accepts contributions or makes expenditures. Currently the deadline is the date for filing the first report pursuant to the provisions of Section 130.046, RSMo.
- 6) Continuing committees must file additional required campaign disclosure reports no later than the eighth (not seventh) day before an election for the period closing on the twelfth day before an election. Fees collected for late campaign disclosure reports must be deposited to the credit of the county school fund pursuant to Section 166.131, RSMo.
- 7) The proposal specifies the contents to be included in an out-of-state committee report.
- 8) This act changes the culpability standard from "purposely" to "knowingly" for violations of Campaign Finance Disclosure Laws. Such offenses are Class A misdemeanors.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Missouri Ethics Commission
Office of Attorney General
Department of Corrections

NOT RESPONDING:

Office of the Secretary of State

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized with a large initial "J" and a cursive script.

Jeanne Jarrett, CPA
Director

May 7, 2001